

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA : NOTICE OF MOTION FOR
-v.- : FORFEITURE OF BOND
AND JUDGMENT

MELVIN DUARTE, : 08 Cr. 629 (LAK)

Defendant. :

PLEASE TAKE NOTICE that, upon the annexed Affirmation of Assistant United States Attorney Daniel W. Levy, sworn to on July 16, 2008, and upon all papers and prior proceedings herein, the United States of America will move before the Honorable Lewis A. Kaplan, United States District Judge for the Southern District of New York, at such time as the Court shall direct, for an order, pursuant to Rule 46(f) of the Federal Rules of Criminal Procedure: (a) declaring forfeited a \$100,000 personal recognizance bond; (b) declaring forfeited \$10,000 cash posted as security on the \$100,000 personal recognizance bail in partial satisfaction of the bond; (c) entering a default judgment in the amount of \$90,000 in favor of the United States of America against Melvin Duarte; and (d) entering a judgment in the amount

of \$90,000 in favor of the United States of America and against Melvin Duarte, Yudelka Romano, and Marisol Alvarado, jointly and severally.

Dated: New York, New York
July 16, 2004

MICHAEL J. GARCIA
United States Attorney

By: _____
Daniel W. Levy
Assistant United States Attorney
Telephone: (212) 637-1062

To: Peggy M. Cross, Esq.
Federal Defenders of New York, Inc.
52 Duane Street, 10th Floor
New York, New York 10007

Counsel for Defendant Melvin Duarte

Clerk of the Court
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007-1312

Agent for Service of Process for
Sureties Yudelka Romano and Marisol Alvarado
Pursuant to Rule 46(f)(3)(B) of the Federal
Rules of Criminal Procedure

Yudelka Romano
2070 Creston Avenue, Apt. 23
Bronx, New York 10453

Surety

Marisol Alvarado
946 Bronx Park South, Apt. 1B
Bronx, New York 10460

Surety